

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Benjamin Shelton	Team: Squad #11	CCRB Case #: 202003229	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Tuesday, 05/12/2020 7:00 PM	Location of Incident: § 87(2)(b)	Precinct: 109	18 Mo. SOL 11/12/2021	EO SOL 5/4/2022	
Date/Time CV Reported Wed, 05/13/2020 12:28 AM	CV Reported At: CCRB	How CV Reported: On-line website	Date/Time Received at CCRB Wed, 05/13/2020 12:28 AM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Witness(es)	Home Address
§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. POM Kevin Martin	24921	941068	109 PCT
2. POM Joseph Cestaro	04986	963445	109 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Kevin Martin	Abuse: Police Officer Kevin Martin threatened to damage § 87(2)(b)'s property.	§ 87(2)(b)
B.POM Kevin Martin	Abuse: Police Officer Kevin Martin threatened to arrest § 87(2)(b)	§ 87(2)(b)
C.POM Kevin Martin	Abuse: Police Officer Kevin Martin entered § 87(2)(b) in Queens.	§ 87(2)(b)
D.POM Joseph Cestaro	Abuse: Police Officer Joseph Cestaro entered § 87(2)(b) in Queens.	§ 87(2)(b)
E.POM Kevin Martin	Abuse: Police Officer Kevin Martin threatened to arrest § 87(2)(b)	§ 87(2)(b)

Case Summary

On May 13, 2020, § 87(2)(b) filed this complaint via the CCRB's website.

On May 15, 2020, § 87(2)(b) confirmed his contact information and was interviewed over the phone. On May 22, 2020, § 87(2)(b) opted to mediate this complaint via email. On May 29, 2020, his case was sent to mediation.

On December 17, 2020, § 87(2)(b) called regarding a separate complaint he filed, case #202008102. During that phone call, he stated he no longer wished to mediate this complaint and did not want an investigation. He stated he had received a settlement with which he was satisfied and that he wanted to put the incident behind him forever. § 87(2)(b) stated that he was not coerced to withdraw this complaint by anyone from the NYPD or CCRB, and the decision was done entirely of his own free will. He can be heard answering the CCRB's withdrawal questions at 20:50, located in IA 55 of this digital case file, which IM Edwin Peña reviewed and confirmed adhered to agency standards.

§ 87(2)(b), § 87(2)(g)

Squad No.: 11

Investigator:	<u>Benjamin Shelton</u>	<u>Inv. Benjamin Shelton</u>	<u>01/11/2021</u>
	Signature	Print Title & Name	Date

Squad Leader:	<u>Edwin Pena</u>	<u>IM Edwin Pena</u>	<u>01/11/21</u>
	Signature	Print Title & Name	Date

Reviewer:	<u></u>	<u></u>	<u></u>
	Signature	Print Title & Name	Date